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August 16, 2013

The Honorable Shira A. Scheindlin  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street, Room 1620  
New York, NY 10007

**Re: *In re: MTBE Products Liability Litigation*, No. 1:00-1898, MDL 1358  
*City of Fresno v. Chevron U.S.A., Inc., et al.*, 04 Civ. 4973**

Dear Judge Scheindlin:

Defendants Ultramar Inc., Valero Refining Company-California, and Valero Marketing and Supply Company (collectively, "Ultramar Defendants") and Plaintiff City of Fresno ("Plaintiff") have entered into a settlement in the above-referenced matter. Pursuant to California Code of Civil Procedure sections 877 and 877.6, Ultramar Defendants filed their Motion for Good Faith Settlement Determination (the "Motion") with the Court today.

While Ultramar Defendants do not anticipate any opposition to the Motion, Ultramar Defendants and Plaintiff respectfully request that the Court enter the following briefing schedule pursuant to Rule IV.D of Your Honor's Individual Rules and Procedures:

August 16, 2013 – Motion filed

August 30, 2013 – Deadline for any opposition brief

September 6, 2013 – Deadline for any reply briefs (if necessary)

Enclosed is a proposed order setting forth the above briefing schedule.

Thank you for your attention to this matter.

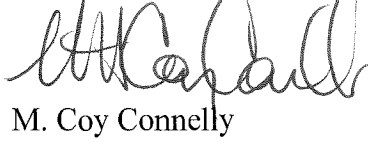
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August 16, 2013  
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Respectfully submitted,

Bracewell & Giuliani LLP



M. Coy Connelly

Enclosure

cc: All Counsel (via LexisNexis File and Serve)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation

Master File C.A. No.  
1:00-1898 (SAS)  
MDL 1358

**This Document Relates To:**

*City of Fresno v. Chevron U.S.A., Inc., et al.*,  
Case No. 04-cv-04973

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**[PROPOSED] ORDER REGARDING BRIEFING ON ULTRAMAR  
DEFENDANTS' MOTION FOR GOOD FAITH SETTLEMENT DETERMINATION**

Pursuant to Local Civil Rule 6.1(b) and Rule IV.D of this Court's Individual Rules and  
Procedures, **IT IS HEREBY ORDERED** that the following briefing schedule shall apply to  
Ultramar Defendants' Motion for Good Faith Settlement Determination filed August 16, 2013 in  
*City of Fresno v. Chevron U.S.A., Inc.*, Case No. 04 Civ. 04973:

August 30, 2013 – Deadline for any opposition brief

September 6, 2013 – Deadline for any reply briefs (if necessary)

**SO ORDERED**

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Shira A. Scheindlin

Dated: New York, New York  
\_\_\_\_\_, 2013

**CERTIFICATE OF SERVICE**

I, M. Coy Connelly, hereby declare under penalty of perjury that a true and correct copy of the [Proposed] Order regarding Briefing on Ultramar Defendants' Motion for Good Faith Settlement Determination was served this 16th day of August, 2013, upon all counsel via LexisNexis File and Serve.

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/s/ M. Coy Connelly  
M. Coy Connelly